

09/647108

By Express Mail # EL660968331US · December 11, 2000

Attorney Docket # 3395-4PUS

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re National Phase PCT Application of

Aloys HÜTTERMANN et al.

Serial No.: 09/647,108

Filed: September 26, 2000

For: Method Of Reducing The Availability Of
Heavy Metals In Plants And The Use Of
Cross Linked Poly(Meth)Acrylates In Said
Method

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER
35 U.S.C. 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)**

BOX PCT

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R:

12/14/2000 TV0111 00000045 09647108

01 FC:115
02 FC:154

In order to complete the filing of missing parts for the above-identified application,
110.00 OP
130.00 OP

applicants submits herewith the following:

Applicant(s) hereby request(s) a one-month extension of the original shortened
statutory response period set in the Notice of October 17, 2000. A check in the amount of \$110
in payment of the government fee for a one-month extension of time is enclosed herewith. Any
additional fees or charges required at this time in connection with the application may be charged
to our Patent and Trademark Office Deposit Account No. 03-2412.

- ☒ Executed Declaration and Power of Attorney
- ☒ Check in the amount of \$130.00 to cover the late filing of the declaration
- ☒ Assignment of the invention to **Stockhausen GmbH**
- ☒ Recordation cover sheet - PTO Form 1595
- ☒ Check in the amount of \$40.00 to cover the recordation fee
- ☐ Verified translation of the application into English
(a processing fee is required if filed later than 20 or 30 months from the priority date).
- ☐ Check in the amount of \$130.00 to cover the processing fee for providing the translation of the application.
- ☐ Revised Drawing as requested.
- ☒ Copy of form PCT/DOEO/905
- ☐ According to our records, we have not yet received form PCT/DOE0905.

If there are any additional fees that may be required at this time, the same may also be charged to Deposit Account No. 03-2412.

Respectfully submitted,
COHEN, PONTANI, LIEBERMAN & PAVANE

By: _____



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Dated: 11 December 2000



Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20230

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/647108	HUTTERMANN	A 3395 4PUS
INTERNATIONAL APPLICATION NO.		
PCT/EP99/02008		
I.A. FILING DATE	PRIORITY DATE	
24 MAR 99	26 MAR 98	
DATE MAILED: 17 OCT 2000		

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17 Nov 00

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☐ a non-English language.

☒ English.

☐ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☒ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 26 SEP 2000 and

☐ Information Disclosure Statement(s) filed and

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☒ Other: Article 34 Amd't wasn't entered. See MPEP 1893.01(b)(2) 2nd para. All of page 1A up to "0.6%" is needed..

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☒ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☒ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed:

☐ PCT/DO/EO/917

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

☒ Notice of Defective Translation

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

17 OCT 2000

U.S. APPLICATION NO.

ATTACHMENT TO FORM PCT/DO/EO/

09/647108

NOTICE OF DEFECTIVE TRANSLATION

The received translation is defective because:

- ☒ (1) The text in the drawings has not been properly translated;
- ☐ (2) The number of claims in the International Application and the number of claims in the translation are not the same;
- ☐ (3) The translation of the International Application is incomplete as a number of pages are missing;
- ☐ (4) Other.

Please see PCT Rule 49.5(d) for more information.

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